

THE STATE OF TEXAS § KENEDY COUNTY GROUNDWATER
COUNTY OF KENEDY § CONSERVATION DISTRICT

**ORDER ADOPTING PROPOSED DISTRICT RULES REGARDING BRACKISH
GROUNDWATER PRODUCTION PERMITS AS PER HB 722**

WHEREAS, on January 15, 2020, the Kenedy County Groundwater Conservation District commenced drafting the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722; and

WHEREAS, the District, pursuant to notices as required by the Open Meetings Act, held rule-drafting sessions on June 17, 2020, September 16, 2020, October 21, 2020, January 25, 2021, February 17, 2021, March 17, 2021, April 21, 2021; and

WHEREAS, on May 19, 2021, the Board of Directors voted to hold a Public Hearing on June 16, 2021 on the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722; and

WHEREAS, on May 11, 2021, which was at least 20 days prior to June 16, 2021, the District gave notice of a Public Hearing on the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722 by: 1) posting the notice at the District's office in a place readily accessible to the public; 2) by providing a copy of the Notice of Public Hearing to the County Clerks of Brooks, Hidalgo, Jim Wells, Kenedy, Kleberg, Nueces and Willacy counties; 3) by providing a copy of the Notice of the Public Hearing to individuals who requested such notice; and by 4) by providing a copy of the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722 to the public during the District's office normal business hours; and

WHEREAS, at least 20 days prior to June 16, 2021, the District published Notices of the Public Hearing regarding the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722 on the following dates in the following newspapers:

Dates of Publication: May 11 and 18, 2021
Name of Newspaper: Valley Morning Star
Counties of Circulation: Willacy and Hidalgo

Dates of Publication: May 12 and 19, 2021
Name of Newspaper: Corpus Christi Caller Times
Counties of Circulation: Kenedy, Kleberg, Jim Wells, Brooks and Nueces

WHEREAS, such Notice of Public Hearing invited oral and written public comments on the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722; and

WHEREAS, the Notice of Public Hearing was posted pursuant to the Open Meetings Act; and

WHEREAS, ON June 16, 2021, commencing at 9:30 a.m., the Board of Directors held a Public Hearing on the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722; and

WHEREAS, on June 16, 2021, after the Public Hearing, the Board of Directors voted to adopt the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722 and to incorporate into the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722, the public changes made during the Public Hearing; and

NOW, THEREFORE, on June 16, 2021, the Board of Directors considered the public comments regarding the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722, and by a vote of 5 to 0, voted to adopt the Proposed District Rules Regarding Brackish Groundwater Production Permits as Per HB 722, as part of the District Rules, and the following Order:

THEREFORE, BE IT ORDERED that the District Rules Regarding Brackish Groundwater Production Permits as Per HB 722 attached hereto are the Kenedy County Groundwater Conservation District Rules Regarding Brackish Groundwater Production Permits as Per HB 722 with the effective date of June 16, 2021.

SIGNED AND ENTERED THIS DATE: June 16, 2021



Chuck Burns, Chairman

ATTESTED BY:



David Delaney, Secretary